

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

UNITED STATES OF AMERICA )  
 ) Case No. 1:05-CR-139  
vs. )  
 ) COLLIER/CARTER  
KRISTIN N. DAILEY )

MEMORANDUM AND ORDER

The defendant appeared for a hearing before the undersigned on October 5, 2011, in accordance with Rule 32.1 of the Federal Rules of Criminal Procedure on the Petition for a Warrant or Summons for Offender Under Supervision (Petition) of U.S. Probation Officer Bobby J. Byars and the Warrant for Arrest issued by U.S. District Judge Curtis L. Collier. Those present for the hearing included:

- (1) AUSA James Brooks for the USA.
- (2) The defendant, KRISTIN N. DAILEY.
- (3) Attorney Myrlene Marsa for defendant.
- (4) Deputy Clerk Stefanie Capetz.

After being sworn in due form of law the defendant was informed or reminded of her privilege against self-incrimination accorded her under the 5th Amendment to the United States Constitution.

It was determined the defendant wished to be represented by an attorney and she qualifies for the appointment of an attorney to represent her at government expense. Federal Defender Services of Eastern Tennessee, Inc. was APPOINTED to represent the defendant. It was determined the defendant had been provided with a copy of the Petition and the Warrant for Arrest and had the opportunity of reviewing those documents with her attorney. It was also determined the defendant was capable of being able to read and understand the copy of the aforesaid documents she had been provided.

Defendant waived her right to a preliminary hearing and detention hearing.

AUSA Brooks moved defendant be detained without bail pending her revocation hearing before U.S. District Judge Curtis L. Collier.

Findings

- (1) Based upon the Petition and defendant's waiver of preliminary hearing and

detention hearing, the undersigned finds there is probable cause to believe defendant has committed violations of her conditions of supervised release as alleged in the petition.

Conclusions

It is ORDERED:

- (1) The defendant, KRISTIN N. DAILEY, shall be appear in a revocation hearing before U.S. District Judge Curtis L. Collier.
- (2) The motion of AUSA Brooks that defendant be DETAINED WITHOUT BAIL pending her revocation hearing before Judge Collier is GRANTED.
- (3) The U.S. Marshal shall transport KRISTIN N. DAILEY to a revocation hearing before Judge Collier on **Thursday, November 3, 2011, at 2:00 pm.**

ENTER.

*s/William B. Mitchell Carter*  
UNITED STATES MAGISTRATE JUDGE